

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

:

Eiko SEIDEL et al.

:

Serial No. NEW

: **Attn: APPLICATION BRANCH**

Filed October 1, 2003

: Attorney Docket No. 2003_1399

HIGH RATE PACKET DATA
TRANSMISSION SYSTEM

**(Rule 1.53(b) Divisional
of Serial No. 09/858,590,
Filed May 17, 2001)**

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicants request consideration of [X] the references listed on attached form PTO-1449 and/or [] the additional information identified below in paragraph 3. A legible copy of each reference listed on the form PTO-1449 and each U.S. patent application listed below is enclosed, except a copy is not provided for each reference previously cited by or submitted to the Patent Office in prior parent application Serial No. 09/858,590.

1a. [X] This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, **or**

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

and thus no certification and/or fee is required.

- 1b. This Information Disclosure Statement is submitted after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:
- (1) the certification of paragraph 2 below is provided, **or**
- (2) the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
- 1c. This Information Disclosure Statement is submitted: after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:
- the certification of paragraph 2 below is provided, and**
- the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.**
2. It is hereby certified
- a. that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- b. that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.
3. Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
 - a. [X] a full or partial English language translation submitted in parent application Serial No. 09/858,590,
 - b. [] a foreign patent office search report (in the English language) submitted herewith,
 - c. [] the concise explanation contained in the specification of the present application at page ,
 - d. [] the concise explanation set forth in the attached English language abstract,
 - e. [] the concise explanation set forth below or on a separate sheet attached to the reference:
5. [X] A foreign patent office search report citing one or more of the references submitted in parent application Serial No. 09/858,590.

Respectfully submitted,

Eiko SEIDEL et al.

By



Dhiren R. Odedra
Registration No. 41,227
Attorney for Applicants

DRO/jlg
Washington, D.C. 20006-1021
Telephone (202) 721-8200
Facsimile (202) 721-8250
October 1, 2003

FORM PTO 1449 (modified) U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE LIST OF REFERENCES CITED BY APPLICANT(S) <i>(Use several sheets if necessary)</i> Date Submitted to PTO: October 1, 2003			ATTY DOCKET NO. 2003_1399		SERIAL NO. NEW		
			APPLICANT Eiko SEIDEL et al.				
			FILING DATE October 1, 2003		GROUP		
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	6,367,045	4/2002	Khan et al.			
	AB	6,498,936	12/2002	Raith			
	AC	6,359,877	3/2002	Rathonyi et al.			
	AD	4,999,834	3/1991	Leo et al.			
	AE	6,317,430	11/2001	Knisely et al.			
	AF						
	AG						
	AH						
	AI						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AJ	0996248A1	4/2000	EP			
	AK	00/08796	2/2000	WO			
	AL	0981221A2	2/2000	EP			
	AM	00/02326	1/2000	WO			
	AN	2000-196673	7/14/2000	JP			
OTHER DOCUMENT(S) <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
	AO	Miller et al. "Automatic Repeat Request Error Control Schemes" IEEE Communications Magazine, vol. 22, no. 12, December 1987, pages 5-5-17-17.					
	AP						
	AQ						
EXAMINER				DATE CONSIDERED			